

REMARKS

The following remarks are being submitted as a full and complete response to the Office Action dated February 26, 2009. In view of the following remarks, the Examiner is respectfully requested to give due reconsideration to this application, to indicate the allowability of the claims, and to pass this case to issue.

Status of the Claims

Claims 1, 3-16 and 22 are under consideration in this application. Applicants hereby submit that no new matter is being introduced into the application through the submission of this response.

Double Patenting Rejection

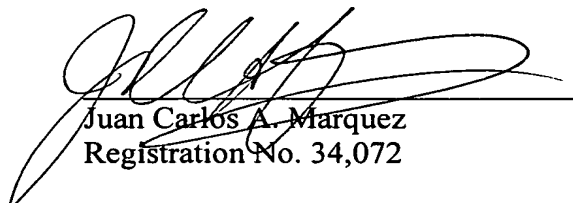
Claims 1-16 were provisionally rejected under the doctrine of nonstatutory, obviousness-type double patenting as being unpatentable over claims 1-61 of US. Pat. App. No. 10/551,345 (US Pat. Pub. No. 2007/0109124) in view of Perttila et al. (US 7,274,909). A terminal disclaimer is being concurrently filed as suggested by the Examiner to overcome the double patenting rejection.

Conclusion

In view of all the above, Applicants respectfully submit that certain clear and distinct differences as discussed exist between the present invention as now claimed and the prior art reference upon which the rejection in the Office Action relies. These differences are more than sufficient that the present invention as now claimed would not have been anticipated nor rendered obvious given the prior art. Rather, the present invention as a whole is distinguishable, and thereby allowable over the prior art.

Favorable reconsideration of this application as amended is respectfully solicited. Should there be any outstanding issues requiring discussion that would further the prosecution and allowance of the above-captioned application, the Examiner is invited to contact the Applicants' undersigned representative at the address and telephone number indicated below.

Respectfully submitted,



Juan Carlos A. Marquez
Registration No. 34,072

REED SMITH LLP
3110 Fairview Park Drive
Suite 1400
Falls Church, Virginia 22042
(703) 641-4200

May 4, 2009

JCM/JT